

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: KANEKAR ET AL.

US Patent 7,689,485, issued March 30, 2010

Application No. 10/630,178, filed July 29, 2003

Confirmation No. 7658

Title: Generating Accounting Data Based On Access Control List Entries

PETITION TO SUSPEND RULES UNDER 37 CFR § 1.183

Commissioner for Patents
Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully request the Office suspend rules and consider the Petition To Invoke Supervisor Authority Under 37 CFR § 1.181 (being contemporaneously submitted herewith) to correct a substantial Patent Term Adjustment (PTA) error (apparently mathematical) by the Office in its determination of Patent Term Adjustment (PTA) in its "Decision of Request of Patent Term Adjustment Determined by the Office of Petitions," mailed August 16, 2010 (PTA Decision).

Applicants believe justice so requires as there was a substantial, mathematical error on the Office's part, in response to Applicants request to *reduce* the PTA originally determined by the Office. In reviewing the initial 1835 day PTA listed on the face of the issued patent, Applicants believed this was too much, and Applicants filed a Petition to Correct PTA on May 14, 2010, to request the proper PTA (which is believed to be the lesser value of 1724 days) as Applicants believe in ensuring the correctness of Patents, even though it meant a lesser granted PTA.

The Office mailed its PTA Decision on August 16, 2010, and Applicants called the Petitions Attorney that signed errored PTA decision on September 20, 2010, which was exactly one month after *receipt* of the PTA Decision, which was four days after the one month *mailing* of the PTA Decision.

Applicants respectfully submit that justice so requires the Office correct its substantial mistakes, especially when such mistake resulted from Applicants requesting the Office *reduce* its initial PTA adjustment. Applicants believe that declining to correct this substantial mistake on the part of the Office would be an injustice to Applicants, who believe that the correctness and integrity of a patent is of utmost importance.

Further, should this Petition not be granted, the Office is aware of its mistake in its PTA Determination, and Applicants request the Office *sua sponte* (as provided at least in 37 CFR § 1.183 and 1.322) correct the PTA of this issued patent.

In submitting this Petition, Applicant is paying the § 1.17(f) petition fee of \$400. Should this petition fee not be required, Applicants respectfully request a refund of the petition fee. Further, the Commissioner to charge any fees due with this communication, or credit any amount being refunded, to Deposit Account No. 501430.

Respectfully submitted,
The Law Office of Kirk D. Williams

Date: October 8, 2010

By 

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